

Rufus R. Robinson III PRO SE
 Willard Imamoto PRO SE
 Pastor George Piliwale PRO SE
 85-124 A Ala Walua Street
 Waianae, Hawaii 96792
 (808) 696-5341 Home / Business
 (808) 696-3966 FAX
 Email: rufus_r_robinson_iiil@msn.com

ORIGINAL

FILED IN THE
 UNITED STATES DISTRICT COURT
 DISTRICT OF HAWAII

FEB 28 2006

United States District Court
 District of Hawaii

at 11 o'clock and — min. — M
 SUE BEITIA, CLERK

Rufus R. Robinson III,
 Gretchen M. Robinson

Plaintiffs,

vs.

Tripler Army Medical Center; Tripler
 Army Medical Center, Director of
 Neonatal Intensive Care Unit; State
 of Hawaii, Department of Human
 Services; State of Hawaii, Child
 Protective Service; Patricia Snyder,
 Social Services Division
 Administrator; David K. Y. Kam, CPS
 Supervisor; Elliott Plourde, CPS
 Worker; Judge Lillian Ramirez-Uy;
 Honolulu (City) Police Department /
 Honolulu Police Officer K. Kanaa
 (Badge 3617)

Defendants

) Civil No.: CV04 00672 DAE KSC
)
) OBJECTION TO ORDER GRANTING DEFENDANT
) HPD'S MOTION TO DISMISS AND DENYING
) PLAINTIFFS' COUNTER-MOTION, FILED ON
) JANUARY 12, 2006 AND
) MOTION FOR RECONSIDERATION
)
) MEMORANDUM IN SUPPORT OF OBJECTION TO
) ORDER GRANTING DEFENDANT HPD'S MOTION
) TO DISMISS AND DENYING PLAINTIFFS'
) COUNTER-MOTION, FILED ON JANUARY 12,
) 2006 AND MOTION FOR RECONSIDERATION
)
) CERTIFICATE OF SERVICE
)
) Hearing Date: _____
) Hearing Time: _____
) Place: U S District Court Above
)
) JUDGE: THE HONORABLE U S DISTRICT
) JUDGE
) DAVID ALAN EZRA
)
) JURY TRIAL: March 7, 2006 at 9:00 AM

OBJECTION TO ORDER GRANTING DEFENDANT HPD'S MOTION TO DISMISS AND DENYING PLAINTIFFS' COUNTER-MOTION, FILED ON JANUARY 12, 2006 AND MOTION FOR RECONSIDERATION.

All Defendants concerned, please be advised and aware that a hearing is requested for this objection and motion. The hearing will take place as indicated.

In accordance with FRCP Rule 46 the Plaintiffs submit our objection to the court's order.

After confusion as to the status of this case was resolved by "ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR A RULING ON CASE STATUS" filed February 20, 2006, Plaintiffs are able to proceed with this objection and motion for reconsideration.

THE ORDER

STANDARD of REVIEW. Complying with FRCP Rule 60(b)(1) "mistake, inadvertence, surprise or excusable neglect", (2) "newly discovered evidence which by due diligence

. . . ", (6) "any other reason . . . ", and ". . . the motion shall be made within a reasonable time . . . not more than one year . . ." and Local Rule 60.1(a) "Discovery of new material facts not previously available".

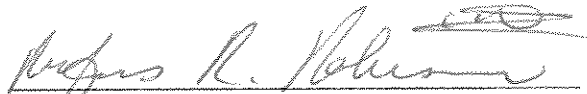
This motion meet the requirements of FRCP Rule 60 and LR 60 in that evidence from depositions and HPD Reports which could not have been presented at the last hearing on this matter were not available to the court. Deposition evidence will show perjury as will also a transcript of the hearing held on January 3, 2006.

OBJECTION. Defendants incorrectly cite Hawaii Law concerning personal injury when the charge is 2nd Degree Murder. The court (perhaps based on the Defendant's arguments) incorrectly construes the Plaintiffs' charge of 2nd Degree Murder to mean that there was a wrongful death. The defendants in this case conspired and consulted together to commit murder. There is no statute of limitation on murder.

CONCLUSION

This order should be rescinded or put on hold (the legal terminology is not known by the Plaintiffs) and reissued as "taken under advisement" or set for rehearing in 30 days. Time must be allowed for the Plaintiffs to complete Discovery and present this Honorable Court all the truth. (There is no statute of limitation on the truth.)

DATED AT: HONOLULU, HAWAII THIS 28th DAY OF FEBRUARY 2006.


 Rufus R. Robinson III PRO SE
 85-124 A Ala Waiua Street
 Waianae, Hawaii 96792 (808) 696-5341